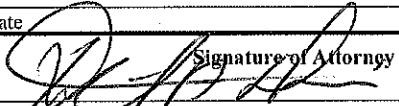
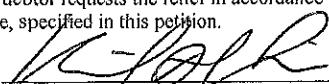


**United States Bankruptcy Court**  
**Eastern District of New York**
**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>Tuscan Sun Ristorante Inc d/b/a Annona</b>		Name of Joint Debtor (Spouse) (Last, First, Middle):											
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):		All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):											
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than one, state all): <b>20-2248880</b>		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than one, state all):											
Street Address of Debtor (No. & Street, City, and State): <b>112 Riverhead Road</b> <b>Westhampton Beach, NY</b>		Street Address of Joint Debtor (No. & Street, City, and State):											
ZIP CODE <b>11978</b>		ZIP CODE											
County of Residence or of the Principal Place of Business: <b>Suffolk</b>		County of Residence or of the Principal Place of Business:											
Mailing Address of Debtor (if different from street address):		Mailing Address of Joint Debtor (if different from street address):											
ZIP CODE		ZIP CODE											
Location of Principal Assets of Business Debtor (if different from street address above): <b>112 Riverhead Road</b> <b>Westhampton Beach, NY</b> ZIP CODE <b>11978</b>													
<b>Type of Debtor</b> (Form of Organization) (Check one box.)	<b>Nature of Business</b> (Check one box)		<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box)										
	<input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other												
	<b>Tax-Exempt Entity</b> (Check box, if applicable)		<b>Nature of Debts</b> (Check one box)										
	<input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code.)												
<b>Filing Fee</b> (Check one box)		<b>Chapter 11 Debtors</b>											
<input checked="" type="checkbox"/> Full Filing Fee attached  <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b) See Official Form 3A.  <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		<b>Check one box:</b> <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).  <b>Check if:</b> <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 ( <i>amount subject to adjustment on 4/01/13 and every three years thereafter</i> ). <b>Check all applicable boxes</b> <input type="checkbox"/> A plan is being filed with this petition <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).											
<b>Statistical/Administrative Information</b> <table border="1"> <tr> <td colspan="10">THIS SPACE IS FOR COURT USE ONLY</td> </tr> </table>				THIS SPACE IS FOR COURT USE ONLY									
THIS SPACE IS FOR COURT USE ONLY													
<input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.													
Estimated Number of Creditors													
<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>													
1-	50-	100-	200-	1,000-	5,001-	10,001-	25,001-	50,001-	Over				
49	99	199	999	5,000	10,000	25,000	50,000	100,000	100,000				
Estimated Assets													
<input type="checkbox"/>													
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion				
Estimated Liabilities													
<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>													
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion				

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): <b>Tuscan Sun Ristorante Inc d/b/a Annona</b>	
<b>All Prior Bankruptcy Cases Filed Within Last 8 Years</b> (If more than two, attach additional sheet.)			
Location Where Filed: <b>NONE</b>	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
<b>Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor</b> (If more than one, attach additional sheet)			
Name of Debtor: <b>NONE</b>	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
<b>Exhibit A</b> (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)		<b>Exhibit B</b> (To be completed if debtor is an individual whose debts are primarily consumer debts)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).	
<input checked="" type="checkbox"/> Exhibit A is attached and made a part of this petition.	<input checked="" type="checkbox"/> <b>X Not Applicable</b> Signature of Attorney for Debtor(s) _____ Date _____		
<b>Exhibit C</b> Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No			
<b>Exhibit D</b> (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)  <input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.  If this is a joint petition:  <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
<b>Information Regarding the Debtor - Venue</b> (Check any applicable box)			
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.  <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.  <input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
<b>Certification by a Debtor Who Resides as a Tenant of Residential Property</b> (Check all applicable boxes.)			
<input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following).  (Name of landlord that obtained judgment) _____  (Address of landlord) _____			
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and  <input type="checkbox"/> Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.  <input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): <b>Tuscan Sun Ristorante Inc d/b/a Annona</b>
<b>Signatures</b>		
<b>Signature(s) of Debtor(s) (Individual/Joint)</b> <p>I declare under penalty of perjury that the information provided in this petition is true and correct.</p> <p>[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.</p> <p>[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).</p> <p>I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p><b>X Not Applicable</b></p> <p>Signature of Debtor</p> <p><b>X Not Applicable</b></p> <p>Signature of Joint Debtor</p> <p>Telephone Number (If not represented by attorney)</p> <p>Date</p> <p> Signature of Attorney</p> <p><b>X</b> Signature of Attorney for Debtor(s)</p> <p><b>Marc A. Pergament Bar No. MP6183</b></p> <p>Printed Name of Attorney for Debtor(s) / Bar No.</p> <p><b>Weinberg, Gross &amp; Pergament LLP</b></p> <p>Firm Name</p> <p><b>400 Garden City Plaza Garden City, New York 11530</b></p> <p>Address</p> <p><b>516-877-2424</b></p> <p>Telephone Number</p> <p>Date</p> <p>*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.</p> <p><b>Signature of Debtor (Corporation/Partnership)</b></p> <p>I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.</p> <p>The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p><b>X</b>  Signature of Authorized Individual</p> <p><b>Richard Rubio</b></p> <p>Printed Name of Authorized Individual</p> <p><b>President</b></p> <p>Title of Authorized Individual</p> <p>Date</p>		<b>Signature of a Foreign Representative</b> <p>I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.</p> <p>(Check only one box.)</p> <p><input type="checkbox"/> I request relief in accordance with chapter 15 of Title 11, United States Code. Certified Copies of the documents required by § 1515 of title 11 are attached.</p> <p><input type="checkbox"/> Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.</p> <p><b>X Not Applicable</b></p> <p>(Signature of Foreign Representative)</p> <p>(Printed Name of Foreign Representative)</p> <p>Date</p> <p><b>Signature of Non-Attorney Petition Preparer</b>  <p>I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.</p> <p><b>Not Applicable</b></p> <p>Printed Name and title, if any, of Bankruptcy Petition Preparer</p> <p>Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)</p> <p>Address</p> <p><b>X Not Applicable</b></p> <p>Date</p> <p>Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.</p> <p>Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.</p> <p>If more than one person prepared this document, attach to the appropriate official form for each person.</p> <p><i>A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.</i></p> </p>

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

\_\_\_\_\_x

In Re:

Tuscan Sun Ristorante Inc d/b/a Annona

Case No.

Chapter 11

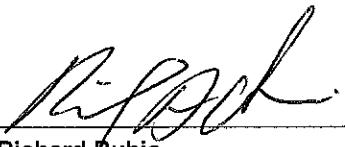
Debtor(s)

\_\_\_\_\_x

**VERIFICATION OF CREDITOR MATRIX/LIST OF CREDITORS**

The undersigned debtor(s) or attorney for the debtor(s) hereby verifies that the creditor matrix/list of creditors submitted herein is true and correct to the best of his or her knowledge.

Dated:

  
\_\_\_\_\_  
Richard Rubio  
Debtor

  
\_\_\_\_\_  
Marc A. Pergament  
Attorney for Debtor

ABT Design & Fire  
1724 Church Street  
Holbrook, NY 11741

Ace Endico  
80 International Blvd.  
Brester, NY 10509

Action Air Refrigeration Service  
194 Morris Avenue, Suite 40  
Holtsville, NY 11742

ADP, Inc.  
P.O. Box 9001006  
Louisville, KY 40290-1006

Advantage Gourmet Importers  
P.O. Box 5092 South  
Hackensack, NJ 07606

Approved Fire Prevention Corp.  
364 Route 109  
West Babylon, NY 11704

ASCAP  
21678 Network Place  
Chicago, IL 60673-1216

Beach Electric of Quogue  
P.O. Box 744  
Quogue, NY 11959

Bemardaud NA, Inc.  
499 Park Avenue at 59th St.  
New York, NY 10022

BMI  
10 Music Square East  
Nashville, TN 37203

Boening Bros, Inc.  
1098 Route 109  
Lindenhurst, NY 11757

Bonamini Olive Oil USA LLC  
125 West Montauk Hwy.  
Hampton Bays, NY 11946

Braun Seafood Company  
P.O. Box 971  
Cutchogue, NY 11935-0971

Cablevision  
P.O. Box 9256  
Chelsea, MA 02150-9256

Capital One  
P.O. Box 790216  
St. Louis, MO 63179-0216

Capital One Elite Credit  
P.O. Box 8912  
Melville, NY 11747

Capital One, F.S.B.  
P.O. Box 71083  
Charlotte, NC 28272-0884

Cibo Specialty Food Service  
2537 Brunswick Avenue  
Linden, NJ 07036

Cintas First Aid & Safety  
394 East Street  
P.O. Box 457  
Plainville, CT 06062

Circle M Beverage  
160 Montauk Highway  
Westhampton Beach, NY 11978

Cor-J Seafood Corp.  
36 Lighthouse Road  
Hampton Bays, NY 11946

Cremona Food Co.  
5 Park Drive  
Melville, NY 11747-3035

DeBragga and Spitler, Inc.  
826-D Washington Street  
New York, NY 10014

DiCarlo Distributors  
PO Drawer 2365  
Holtsville, NY 11742-0911

Displaymakers, Inc.  
80-8 Lake Avenue S.  
Nesconset, NY 11767

Domaine Select Merchants  
555 8th Avenue, Suite 2302  
New York, NY 10018

Ecolab  
P.O. Box 905327  
Charlotte, NC 28290

Empire Merchants, LLC  
16 Bridgewater Street  
Brooklyn, NY 11222-9964

Enviroduct Cleaning  
6 Stacy Drive  
Port Jefferson Station, NY 11776

Featherstone Foods Inc.  
59-33 55th Street  
Maspeth, NY 11378-3103

Fluid Imagery  
1A Montauk Hwy  
Westhampton, NY 11977

Fuoco Group LLP  
200 Parkway Drive South  
Suite 302  
Hauppauge, NY 11788

GHQ Plastering Systems, Corp.  
P.O. Box 1512  
Riverhead, NY 11901

Gourmet Technologies  
35 Trade Zone Ct.  
Ronkonkoma, NY 11779

Internal Revenue Service  
Special Procedures  
625 Fulton Street  
10 Metrotech Center  
Brooklyn, NY 12201

Internal Revenue Service  
11601 Roosevelt Blvd.  
P.O. Box 21126  
Philadelphia, PA 19114

J & A Coat & Apron Service Corp.  
91 Fifth Avenue  
Bay Shore, NY 11706

J & A Coat Apron  
91 5th Avenue  
Bay Shore, NY 11706-7328

LI Sunrise Plumbing & Heating Inc.  
35 North Trainor Avenue  
Manorville, NY 11949

Liberty Lock & Key  
72A Riverhead Road  
Westhampton Beach, NY 11978

LIPA  
P.O. Box 9039  
Hicksville, NY 11802-9039

LIPA/Brooklyn Union of Long Island  
175 East Old Country Road  
Hicksville, NY 11801  
Attn: Elise M. Pugliese, Esq.

LM Irrigation, Inc.  
P.O. Box 15  
Westhampton, NY 11977

Long Island Mozzarella & Cheese Co. Inc.  
P.O. Box 259  
Bohemia, NY 11716

Maggio Sanitation Services, Inc.  
88 Old Dock Road  
Yaphank, NY 11980

Main Street Wholesale Meats  
210 Main Street  
Farmingdale, NY 11735

Microsan Corporation  
90-4 Colin Drive  
Holbrook, NY 11741

MTC Security Co., Inc.  
P.O. Box 1706  
East Quogue, NY 11942

National Grid  
P.O. Box 9037  
Hicksville, NY 11802-9037

North Fork Water Corp.  
P.O. Box 365  
Calverton, NY 11933

NYS Dept. of Taxation & Finance  
Bankruptcy Unit  
P.O. Box 5300  
Albany, NY 12205-5300

NYS Dept. of Taxation & Finance  
Bankruptcy Unit  
P.O. Box 5300  
Albany, NY 12208-5300

NYS Dept. of Taxation & Finance  
Bankruptcy Unit - TCD  
Building 8, Room 455  
W.A. Harriman State Campus  
Albany, NY 12227

NYS Workers Comp Board  
20 Park Street  
Albany, NY 12207

Peter's Fruit Co.  
52 Old Dock Road  
Yaphank, NY 11980

Promotional Solutions  
2 Engineers Lane  
Farmingdale, NY 11735

Richard Security Inc.  
36 South Mall  
Plainview, NY 11803-4208

Riverhead Building Supply  
100 Precision Drive, Suite 2  
Shirley, NY 11967

Southern Wine & Spirits of NY, Inc.  
P.O. Box 1308  
Syosset, NY 11791

State of New York  
Office of Attorney General  
120 Broadway  
New York, NY 10271

Suffolk County Water Authority  
P.O. Box 9224  
Uniondale, NY 11555-9224

Suffolk County Water Authority  
P.O. Box 1149  
Newark, NJ 07101-1149

T Edwards Wines, LTD  
66 West Broadway, Suite 406  
New York, NY 10007

Target Pest Control, Inc.  
17 Fern Road  
Southhampton, NY 11968

Thyssenkrupp Elevator Corp.  
P.O. Box 933004  
Atlanta, GA 31193-3004

United States Attorney's Office  
Eastern District of New York  
610 Federal Plaza, 5th Floor  
Central Islip, NY 11722-4454  
Attn: LI Bankruptcy Processing

US Dept. of Justice  
Tax Division  
Box 55  
Ben Franklin Station  
Washington, DC 20044

Verizon c/o Bankruptcy Group  
3900 Washington Street, 1st Floor  
Wilmington, DE 19802

Verizon Online  
P.O. Box 12045  
Trenton, NJ 08650-2045

Village of Westhampton Beach  
165 Mill Rd  
Westhampton Beach, NY 11978

Westhampton Beach Performing Arts Center  
76 Main Street  
Westhampton Beach, NY 11978

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X

In Re:

Chapter 11

Tuscan Sun Ristorante Inc, d/b/a Annona

Case No.

Debtor.

CORPORATE RESOLUTION

-----X

The undersigned, the Secretary of Tuscan Sun Ristorante Inc, d/b/a Annona a corporation existing under the laws of the State of New York does hereby certify that a duly called meeting of the directors of Tuscan Sun Ristorante Inc, d/b/a Annona the following resolutions were adopted, and have not been modified or rescinded, and are still in full force and effect:

"Resolved, that in the judgment of the shareholders and directors, it is desirable and in the best interest of the corporation, that Barry Rubio, Secretary of the Corporation, be empowered to cause a petition under Chapter 11 of the Bankruptcy Code to be filed by the corporation upon such date, and in the event, in his discretion, such action should be necessary for the protection of the corporation and preservation of its assets without further notice to the directors of Tuscan Sun Ristorante Inc., d/b/a Annona and it is further

Resolved, that Barry Rubio be and hereby is, authorized to execute and file all petitions, schedules, lists and other papers and to take any and all action which he may deem necessary and proper in connection with such proceedings under Chapter 11, and in that connection, to retain and employ Weinberg, Gross & Pergament LLP and to retain and employ all other professionals which they may deem necessary or proper with a view towards a successful conclusion of such a reorganization case."

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 6th day of  
May 2010.

  
\_\_\_\_\_  
Barry Rubio, Secretary

**United States Bankruptcy Court**  
**Eastern District of New York**

In re Tuscan Sun Ristorante Inc d/b/a Annona, Case No. \_\_\_\_\_  
 Debtor Chapter 11

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed or subject to setoff</i>	<i>Amount of claim [if secured also state value of security]</i>
NYS Dept. of Taxation & Finance Bankruptcy Unit P.O. Box 5300 Albany, NY 12208-5300			DISPUTED	\$20,000.00
Cor-J Seafood Corp. 36 Lighthouse Road Hampton Bays, NY 11946				\$40,220.40
NYS Workers Comp Board 20 Park Street Albany, NY 12207			DISPUTED	\$22,943.33
DeBragga and Spitzer, Inc. 826-D Washington Street New York, NY 10014				\$18,818.48
Capital One Elite Credit P.O. Box 8912 Melville, NY 11747			DISPUTED	\$17,000.00

In re Tuscan Sun Ristorante Inc d/b/a Annona, Case No. \_\_\_\_\_  
 Debtor Chapter 11

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed or subject to setoff</i>	<i>Amount of claim [if secured also state value of security]</i>
Main Street Wholesale Meats 210 Main Street Farmingdale, NY 11735				\$11,318.59
DiCarlo Distributors PO Drawer 2365 Holtsville, NY 11742-0911				\$11,113.58
Fuoco Group LLP 200 Parkway Drive South Suite 302 Hauppauge, NY 11788		DISPUTED		\$10,583.30
Westhampton Beach Performing Arts Center 76 Main Street Westhampton Beach, NY 11978				\$8,500.00
Braun Seafood Company P.O. Box 971 Cutchogue, NY 11935-0971		DISPUTED		\$8,461.60
Capital One, F.S.B. P.O. Box 71083 Charlotte, NC 28272-0884		DISPUTED		\$6,922.08

In re Tuscan Sun Ristorante Inc d/b/a Annona, Case No. \_\_\_\_\_  
 Debtor Chapter 11

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed or subject to setoff</i>	<i>Amount of claim (if secured also state value of security)</i>
Peter's Fruit Co. 52 Old Dock Road Yaphank, NY 11980			DISPUTED	\$6,906.44
LIPA P.O. Box 9039 Hicksville, NY 11802-9039				\$6,778.54
J & A Coat & Apron Service Corp. 91 Fifth Avenue Bay Shore, NY 11706				\$6,336.27
Cremosa Food Co. 5 Park Drive Melville, NY 11747-3035				\$6,059.83
Empire Merchants, LLC 16 Bridgewater Street Brooklyn, NY 11222-9964				\$5,230.49
National Grid P.O. Box 9037 Hicksville, NY 11802-9037				\$4,115.07

In re Tuscan Sun Ristorante Inc d/b/a Annona, Case No. \_\_\_\_\_  
 Debtor Chapter 11

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

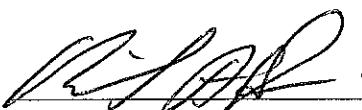
(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)	Indicate if claim is contingent, unliquidated, disputed or subject to setoff	Amount of claim [If secured also state value of security]
Internal Revenue Service Special Procedures 625 Fulton Street 10 Metrotech Center Brooklyn, NY 12201			DISPUTED	\$3,800.00
Southern Wine & Spirits of NY, Inc. P.O. Box 1308 Syosset, NY 11791				\$3,746.10
Beach Electric of Quogue P.O. Box 744 Quogue, NY 11959				\$3,387.55
GHQ Plastering Systems, Corp. P.O. Box 1512 Riverhead, NY 11901				\$3,200.00

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, Richard Rubio, President of the Corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date: \_\_\_\_\_

Signature: \_\_\_\_\_



Richard Rubio ,President

(Print Name and Title)

Penalty for making a false statement or concealing property. Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C §§ 152 and 3571.

**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of New York**

In re: Tuscan Sun Ristorante Inc d/b/a Annona,  
Debtor

Case No.  
Chapter **11**

**Exhibit "A" to Voluntary Petition**

1. If any of debtor's securities are registered under section 12 of the Securities and Exchange Act of 1934, the SEC file number is .

2. The following financial data is the latest available information and refers to debtor's condition on .

a. Total assets \$ \_\_\_\_\_  
b. Total debts (including debts listed in 2.c., below) \$ **262,306.62**

Approximate  
number of  
holders

c. Debt securities held by more than 500 holders.

secured	unsecured	subordinated	_____	_____
---------	-----------	--------------	-------	-------

d. Number of shares of preferred stock \_\_\_\_\_

e. Number of shares of common stock \_\_\_\_\_

Comments, if any:

3. Brief description of debtor's business:

**Restaurant**

4. List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:

**Barry Rubio - 50%**  
**Steven Rubio - 50%**

In re Tuscan Sun Ristorante Inc d/b/a Annona

Debtor

Case No.

(If known)

## SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR  HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO.							
		VALUE					

continuation sheets  
attached

Subtotal >  
(Total of this page)

\$	0.00	\$	0.00
\$	0.00	\$	0.00

Total >  
(Use only on last page)

(Report also on Summary of (If applicable, report  
Schedules) also on Statistical  
Summary of Certain  
Liabilities and  
Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS** Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)

 **Domestic Support Obligations**

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

 **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

 **Wages, salaries, and commissions**

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

 **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

 **Certain farmers and fishermen**

Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

 **Deposits by individuals**

Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

 **Taxes and Certain Other Debts Owed to Governmental Units**

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

 **Commitments to Maintain the Capital of an Insured Depository Institution**

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

 **Claims for Death or Personal Injury While Debtor Was Intoxicated**

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

3 continuation sheets attached

In re **Tuscan Sun Ristorante Inc d/b/a Annona**

Debtor

Case No.

(If known)

## **SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**

(Continuation Sheet)

### Type of Priority: Taxes and Certain Other Debts Owed to Governmental Units

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.  Internal Revenue Service Special Procedures 625 Fulton Street 10 Metrotech Center Brooklyn, NY 12201  Internal Revenue Service 11601 Roosevelt Blvd. P.O. Box 21126 Philadelphia, PA 19114  United States Attorney's Office Eastern District of New York 610 Federal Plaza, 5th Floor Central Islip, NY 11722-4454 Attn: LI Bankruptcy Processing  US Dept. of Justice Tax Division Box 55 Ben Franklin Station Washington, DC 20044			Withholding tax		X		3,800.00	3,800.00	\$0.00
ACCOUNT NO.  NYS Dept. of Taxation & Finance Bankruptcy Unit P.O. Box 5300 Albany, NY 12205-5300			Withholding tax		X		1,000.00	1,000.00	\$0.00

Sheet no. 2 of 3 continuation sheets attached to Schedule of  
Creditors Holding Priority ClaimsSubtotals>  
(Totals of this page)

\$ 4,800.00	\$ 4,800.00	\$ 0.00
\$		
	\$	\$

Total >  
(Use only on last page of the completed  
Schedule E. Report also on the Summary of  
Schedules.)Total >  
(Use only on last page of the completed  
Schedule E. If applicable, report also on the  
Statistical Summary of Certain Liabilities and  
Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona

Debtor

Case No.

(If known)

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Type of Priority: Taxes and Certain Other Debts Owed to Governmental Units

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.									
NYS Dept. of Taxation & Finance Bankruptcy Unit P.O. Box 5300 Albany, NY 12208-5300			Sales Tax		X		20,000.00	20,000.00	\$0.00
NYS Dept. of Taxation & Finance Bankruptcy Unit - TCD Building 8, Room 455 W.A. Harriman State Campus Albany, NY 12227									
State of New York Office of Attorney General 120 Broadway New York, NY 10271									

Sheet no. 3 of 3 continuation sheets attached to Schedule of  
Creditors Holding Priority ClaimsSubtotals  
(Totals of this page)

\$ 20,000.00	\$ 20,000.00	\$ 0.00
\$ 24,800.00		
	\$ 24,800.00	\$ 0.00

Total ➤  
(Use only on last page of the completed  
Schedule E. Report also on the Summary of  
Schedules.)Total ➤  
(Use only on last page of the completed  
Schedule E. If applicable, report also on the  
Statistical Summary of Certain Liabilities and  
Related Data.)

In re

Tuscan Sun Ristorante Inc d/b/a Annona

Debtor

Case No.

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							30.00
ABT Design & Fire 1724 Church Street Holbrook, NY 11741			Business Debt				
ACCOUNT NO.							614.80
Ace Endico 80 International Blvd. Brester, NY 10509			Business Debt				
ACCOUNT NO.							540.30
Action Air Refrigeration Service 194 Morris Avenue, Suite 40 Holtsville, NY 11742			Business Debt				
ACCOUNT NO.							928.21
ADP, Inc. P.O. Box 9001006 Louisville, KY 40290-1006			Business Debt				

12 Continuation sheets attached

Subtotal >	\$ 2,113.31
Total >	\$

(Use only on last page of the completed Schedule F.)  
 (Report also on Summary of Schedules and, if applicable on the Statistical  
 Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODETOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							1,085.70
Advantage Gourmet Importers P.O. Box 5092 South Hackensack, NJ 07606			Business Debt				
ACCOUNT NO.							331.30
Approved Fire Prevention Corp. 364 Route 109 West Babylon, NY 11704			Business Debt				
ACCOUNT NO.							352.31
ASCAP 21678 Network Place Chicago, IL 60673-1216			Business Debt				
ACCOUNT NO.							3,387.55
Beach Electric of Quogue P.O. Box 744 Quogue, NY 11959			Services				
ACCOUNT NO.							3,138.14
Bernardaud NA, Inc. 499 Park Avenue at 59th St. New York, NY 10022			Business Debt				

Sheet no. 1 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal &gt; \$ 8,295.00

Total &gt;

\$	
\$	

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR <small>HUSBAND, WIFE, JOINT OR COMMUNITY</small>	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.						569.50
BMI 10 Music Square East Nashville, TN 37203		Business Debt				
ACCOUNT NO.						1,208.36
Boening Bros, Inc. 1098 Route 109 Lindenhurst, NY 11757		Business Debt				
ACCOUNT NO.						1,428.00
Bonamini Olive Oil USA LLC 125 West Montauk Hwy. Hampton Bays, NY 11946		Goods				
ACCOUNT NO.					X	8,461.60
Braun Seafood Company P.O. Box 971 Cutchogue, NY 11935-0971		Goods				
ACCOUNT NO.						46.96
Cablevision P.O. Box 9256 Chelsea, MA 02150-9256		Business Debt				

Sheet no. 2 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority ClaimsSubtotal > \$ **11,714.42**

Total &gt;

\$	
\$	

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							0.00
Capital One P.O. Box 790216 St. Louis, MO 63179-0216			Noticing Purposes				
ACCOUNT NO.						X	17,000.00
Capital One Elite Credit P.O. Box 8912 Melville, NY 11747			Line of Credit				
ACCOUNT NO.						X	6,922.08
Capital One, F.S.B. P.O. Box 71083 Charlotte, NC 28272-0884			Business Debt				
ACCOUNT NO.							382.99
Cibo Specialty Food Service 2537 Brunswick Avenue Linden, NJ 07036			Goods				
ACCOUNT NO.							235.99
Cintas First Aid & Safety 394 East Street P.O. Box 457 Plainville, CT 06062			Business Debt				

Sheet no. 3 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority ClaimsSubtotal ➤ \$ **24,541.06**

Total ➤

\$	
\$	

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR  <small>HUSBAND, WIFE, JOINT OR COMMUNITY</small>	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.						649.30
Circle M Beverage 160 Montauk Highway Westhampton Beach, NY 11978		Goods				
ACCOUNT NO.						40,220.40
Cor-J Seafood Corp. 36 Lighthouse Road Hampton Bays, NY 11946		Business Debt				
ACCOUNT NO.						6,059.83
Cremosa Food Co. 5 Park Drive Melville, NY 11747-3035		Goods				
ACCOUNT NO.						18,818.48
DeBrappa and Spitzer, Inc. 826-D Washington Street New York, NY 10014		Business Debt				
ACCOUNT NO.						11,113.58
DiCarlo Distributors PO Drawer 2365 Holtsville, NY 11742-0911		Business Debt				

Sheet no. 4 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal &gt; \$ 76,861.59

Total &gt;

\$	
\$	

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
							AMOUNT OF CLAIM
ACCOUNT NO.							1,384.97
Displaymakers, Inc. 80-8 Lake Avenue S. Nesconset, NY 11767			Business Debt				
ACCOUNT NO.							1,062.55
Domaine Select Merchants 555 8th Avenue, Suite 2302 New York, NY 10018			Business Debt				
ACCOUNT NO.							1,846.46
Ecolab P.O. Box 905327 Charlotte, NC 28290			Business Debt				
ACCOUNT NO.							5,230.49
Empire Merchants, LLC 16 Bridgewater Street Brooklyn, NY 11222-9964			Business Debt				
ACCOUNT NO.							1,229.38
Enviroduct Cleaning 6 Stacy Drive Port Jefferson Station, NY 11776			Business Debt				

Sheet no. 5 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal >	\$ 10,753.85
Total >	\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							1,442.54
Featherstone Foods Inc. 59-33 55th Street Maspeth, NY 11378-3103			Business Debt				
ACCOUNT NO.							1,050.00
Fluid Imagery 1A Montauk Hwy Westhampton, NY 11977			Business Debt				
ACCOUNT NO.						X	10,583.30
Fuoco Group LLP 200 Parkway Drive South Suite 302 Hauppauge, NY 11788			Business Debt				
ACCOUNT NO.							3,200.00
GHQ Plastering Systems, Corp. P.O. Box 1512 Riverhead, NY 11901			Business Debt				
ACCOUNT NO.							976.10
Gourmet Technologies 35 Trade Zone Ct. Ronkonkoma, NY 11779			Business Debt				

Sheet no. 6 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal >	\$ 17,251.94
Total >	\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona, Case No. \_\_\_\_\_  
 Debtor (If known)

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							6,336.27
J & A Coat & Apron Service Corp. 91 Fifth Avenue Bay Shore, NY 11706			Business Debt				
ACCOUNT NO.							255.50
J & A Coat Apron 91 5th Avenue Bay Shore, NY 11706-7328			Business Debt				
ACCOUNT NO.							1,765.00
LI Sunrise Plumbing & Heating Inc. 35 North Trainor Avenue Manorville, NY 11949			Business Debt				
ACCOUNT NO.							187.37
Liberty Lock & Key 72A Riverhead Road Westhampton Beach, NY 11978			Business Debt				
ACCOUNT NO.							6,778.54
LIPA P.O. Box 9039 Hicksville, NY 11802-9039			Business Debt				

Sheet no. 7 of 12 continuation sheets attached to Schedule of Creditors  
 Holding Unsecured  
 Nonpriority Claims

Subtotal >	\$ 15,322.68
Total >	\$

(Use only on last page of the completed Schedule F.)  
 (Report also on Summary of Schedules and, if applicable on the Statistical  
 Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							0.00
LIPA/Brooklyn Union of Long Island 175 East Old Country Road Hicksville, NY 11801 Attn: Elise M. Pugliese, Esq.			Noticing Purposes				
ACCOUNT NO.							0.00
LIPA/Brooklyn Union of Long Island 175 East Old Country Road Hicksville, NY 11801 Attn: Elise M. Pugliese, Esq.			Noticing Purposes				
ACCOUNT NO.							173.80
LM Irrigation, Inc. P.O. Box 15 Westhampton, NY 11977			Business Debt				
ACCOUNT NO.							182.15
Long Island Mozzarella & Cheese Co. Inc. P.O. Box 259 Bohemia, NY 11716			Business Debt				
ACCOUNT NO.							1,644.16
Maggio Sanitation Services, Inc. 88 Old Dock Road Yaphank, NY 11980			Business Debt				

Sheet no. 8 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal >	\$ 2,000.11
Total >	\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona Case No. \_\_\_\_\_  
 Debtor (If known)

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							11,318.59
Main Street Wholesale Meats 210 Main Street Farmingdale, NY 11735			Business Debt				
ACCOUNT NO.							798.39
Microsan Corporation 90-4 Colin Drive Holbrook, NY 11741			Business Debt				
ACCOUNT NO.							1,502.39
MTC Security Co., Inc. P.O. Box 1706 East Quogue, NY 11942			Business Debt				
ACCOUNT NO.							4,115.07
National Grid P.O. Box 9037 Hicksville, NY 11802-9037			Business Debt				
ACCOUNT NO.							102.00
North Fork Water Corp. P.O. Box 365 Calverton, NY 11933			Business Debt				

Sheet no. 9 of 12 continuation sheets attached to Schedule of Creditors  
 Holding Unsecured  
 Nonpriority Claims

Subtotal >	\$ 17,836.44
Total >	\$

(Use only on last page of the completed Schedule F.)  
 (Report also on Summary of Schedules and, if applicable on the Statistical  
 Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	AMOUNT OF CLAIM
					DISPUTED	
ACCOUNT NO.					X	22,943.33
NYS Workers Comp Board 20 Park Street Albany, NY 12207			Business Debt			
ACCOUNT NO.					X	6,906.44
Peter's Fruit Co. 52 Old Dock Road Yaphank, NY 11980			Business Debt			
ACCOUNT NO.						1,007.00
Promotional Solutions 2 Engineers Lane Farmingdale, NY 11735			Business Debt			
ACCOUNT NO.					X	1,440.00
Richard Security Inc. 36 South Mall Plainview, NY 11803-4208			Business Debt			
ACCOUNT NO.						639.80
Riverhead Building Supply 100 Precision Drive, Suite 2 Shirley, NY 11967			Business Debt			

Sheet no. 10 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal >	\$ 32,936.57
Total >	\$

(Use only on last page of the completed Schedule F.)  
 (Report also on Summary of Schedules and, if applicable on the Statistical  
 Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODETOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
							ACCOUNT NO.
Southern Wine & Spirits of NY, Inc. P.O. Box 1308 Syosset, NY 11791			Business Debt				3,746.10
Suffolk County Water Authority P.O. Box 1149 Newark, NJ 07101-1149			Business Debt				355.21
Suffolk County Water Authority P.O. Box 9224 Uniondale, NY 11555-9224			Business Debt				480.19
T Edwards Wines, LTD 66 West Broadway, Suite 406 New York, NY 10007			Business Debt				2,940.00
Target Pest Control, Inc. 17 Fern Road Southhampton, NY 11968			Business Debt				200.96

Sheet no. 11 of 12 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal >	\$ 7,722.46
Total >	\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona Case No. \_\_\_\_\_  
 Debtor (If known)

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.					X		1,579.20
Thyssenkrupp Elevator Corp. P.O. Box 933004 Atlanta, GA 31193-3004			Business Debt				
ACCOUNT NO.							0.00
Verizon c/o Bankruptcy Group 3900 Washington Street, 1st Floor Wilmington, DE 19802			Noticing Purposes				
ACCOUNT NO.							52.99
Verizon Online P.O. Box 12045 Trenton, NJ 08650-2045			Business Debt				
ACCOUNT NO.							25.00
Village of Westhampton Beach 165 Mill Rd Westhampton Beach, NY 11978			Business Debt				
ACCOUNT NO.							8,500.00
Westhampton Beach Performing Arts Center 76 Main Street Westhampton Beach, NY 11978			Business Debt				

Sheet no. 12 of 12 continuation sheets attached to Schedule of Creditors  
 Holding Unsecured  
 Nonpriority Claims

Subtotal >	\$ 10,157.19
Total >	\$ 237,506.62

(Use only on last page of the completed Schedule F.)  
 (Report also on Summary of Schedules and, if applicable on the Statistical  
 Summary of Certain Liabilities and Related Data.)

In re Tuscan Sun Ristorante Inc d/b/a Annona  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODETOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							0.00
Verizon c/o Bankruptcy Group 3900 Washington Street, 1st Floor Wilmington, DE 19802			Noticing Purposes				
ACCOUNT NO.							52.99
Verizon Online P.O. Box 12045 Trenton, NJ 08650-2045			Business Debt				
ACCOUNT NO.							25.00
Village of Westhampton Beach 165 Mill Rd Westhampton Beach, NY 11978			Business Debt				
ACCOUNT NO.							8,500.00
Westhampton Beach Performing Arts Center 76 Main Street Westhampton Beach, NY 11978			Business Debt				

Sheet no. 13 of 13 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal >	\$ 8,577.99
Total >	\$ 239,945.60

(Use only on last page of the completed Schedule F.)  
 (Report also on Summary of Schedules and, if applicable on the Statistical  
 Summary of Certain Liabilities and Related Data.)

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X

In Re:

Chapter 11

Tuscan Sun Ristorante Inc, d/b/a Annona,

Case No.

Debtor.

Affidavit Under Local  
Bankruptcy Rule 1007-3

-----X

STATE OF NEW YORK      )  
                              ss.:  
COUNTY OF NASSAU      )

Richard Rubio, being duly sworn, deposes and says:

1. I am the President of Tuscan Sun Ristorante Inc, d/b/a Annona, the above-named debtor (hereinafter "Debtor"). I submit this affidavit in accordance with Local Bankruptcy Rule 1007-3 and in connection with the Debtor's voluntary petition for relief under Chapter 11 of Title 11 of the United States Code (the "Bankruptcy Code") filed herein.

2. The principal office of the Debtor is located in this district at 112 Riverhead Road, Westhampton Beach, New York.

3. The Debtor's taxpayer identification number is 20-2248880.

4. There is neither a case under the former Bankruptcy Act nor under the Bankruptcy Code currently pending by or against the Debtor.

5. No official or unofficial committee of creditors of the Debtor has been organized as of this date.

6. No property of the Debtor is in the possession or custody of any custodian, public officer, receiver, trustee, assignee of rents, or secured creditor or agent for any such persons.

7. The Debtor's principal books and records are located at 112 Riverhead Road, Westhampton Beach, New York.

8. A listing of the Debtor's twenty (20) largest unsecured creditors, excluding insiders, is attached to the Debtor's petition.

9. During the pendency of these proceedings, the Debtor intends to continue its operations in medical management.

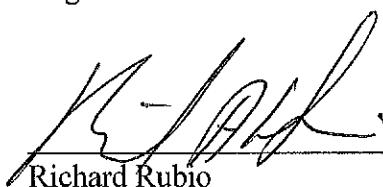
10. The Debtor operates its business from 112 Riverhead Road, Westhampton Beach, New York.

11. It is anticipated that the Debtor's operations in the next thirty (30) days will result in a small operating profit. The company has approximately 33 employees. The officer's monthly salary will be less than \$1,000.00.

12. No stocks, bonds, debentures, or other securities of the Debtor have been publicly issued.

13. The Debtor does not have any assets located outside the territorial limits of the United States.

14. It is desirable for the Debtor to continue its operations, as the Debtor believes itself to be capable of effectuating a reorganization.



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Richard Rubio

Sworn to before me this  
6th day of May, 2010.



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NOTARY PUBLIC

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

STATEMENT PURSUANT TO LOCAL  
BANKRUPTCY RULE 1073-2(b)

DEBTOR(S): Tuscan Sun Ristorante Inc d/b/a Annona

CASE NO.: \_\_\_\_\_

Pursuant to Local Bankruptcy Rule 1073-2(b), the debtor (or any other petitioner) hereby makes the following disclosure concerning Related Cases, to the petitioner's best knowledge, information and belief:

[NOTE: Cases shall be deemed "Related Cases" for purposes of E.D.N.Y. LBR 1073-1 and E.D.N.Y. LBR 1073-2 if the earlier case was pending at any time within six years before the filing of the new petition, and the debtors in such cases: (i) are the same; (ii) are spouses or ex-spouses; (iii) are affiliates, as defined in 11 U.S.C. § 101(2); (iv) are general partners in the same partnership; (v) are a partnership and one or more of its general partners; (vi) are partnerships which share one or more common general partners; or (vii) have, or within 180 days of the commencement of either of the Related Cases had, an interest in property that was or is included in the property of another estate under 11 U.S.C. § 541(a).]

NO RELATED CASE IS PENDING OR HAS BEEN PENDING AT ANY TIME.  
 THE FOLLOWING RELATED CASE(S) IS PENDING OR HAS BEEN PENDING:

1. CASE NO.: \_\_\_\_\_ JUDGE: \_\_\_\_\_ DISTRICT/DIVISION: \_\_\_\_\_ / \_\_\_\_\_

CASE STILL PENDING (Y/N): N [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): \_\_\_\_\_

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN  
SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

2. CASE NO.: \_\_\_\_\_ JUDGE: \_\_\_\_\_ DISTRICT/DIVISION: \_\_\_\_\_ / \_\_\_\_\_

CASE STILL PENDING (Y/N): N [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): \_\_\_\_\_

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN  
SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

(OVER)

DISCLOSURE OF RELATED CASE S (cont'd)

3. CASE NO.: \_\_\_\_\_ JUDGE: \_\_\_\_\_ DISTRICT/DIVISION: \_\_\_\_\_ / \_\_\_\_\_

CASE STILL PENDING (Y/N): N [If closed] Date of closing: \_\_\_\_\_

CURRENT STATUS OF RELATED CASE: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

MANNER IN WHICH CASES ARE RELATED (Refer to NOTE above): \_\_\_\_\_

REAL PROPERTY LISTED IN DEBTOR'S SCHEDULE "A" ("REAL PROPERTY") WHICH WAS ALSO LISTED IN  
SCHEDULE "A" OF RELATED CASE: \_\_\_\_\_

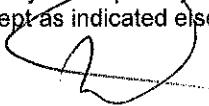
NOTE: Pursuant to 11 U.S.C. § 109(g), certain individuals who have had prior cases dismissed within the preceding 180 days may not be eligible to be debtors. Such an individual will be required to file a statement in support of his/her eligibility to file.

TO BE COMPLETED BY DEBTOR/PETITIONER'S ATTORNEY, AS APPLICABLE:

I am admitted to practice in the Eastern District of New York (Y/N): Y

CERTIFICATION (to be signed by pro se debtor/petitioner or debtor/petitioner's attorney, as applicable):

I certify under penalty of perjury that the within bankruptcy case is not related to any case now pending or pending at any time, except as indicated elsewhere on this form.

  
**Marc A. Pergament**  
Signature of Debtor's Attorney

  
**Barry Rubio**  
Signature of Pro Se Debtor/Petitioner  
**112 Riverhead Road**  
**Westhampton Beach, NY 11978**  
Mailing Address of Debtor/Petitioner

City, State, Zip Code

Area Code and Telephone Number

Failure to fully and truthfully provide all information required by the E.D.N.Y. LBR 1073-2 Statement may subject the debtor or any other petitioner and their attorney to appropriate sanctions, including without limitation conversion, the appointment of a trustee or the dismissal of the case with prejudice.

NOTE : Any change in address must be reported to the Court immediately IN WRITING. Dismissal of your petition may otherwise result.